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Filed June 30, 2008

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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JONATHAN D. **ZOOK**, DAVID W. JORDAN, DEAN M.  
WILLARD, GEORGE JONES, and MICHAEL COSMAN,  
Junior Party ("PBT")  
(U.S. Patents 6,525,168 and 6,723,827),

v.

JONATHAN D. **ZOOK**, SUSAN E. DEMOSS,  
DAVID W. JORDAN, and CHANDRA B. RAO  
Senior Party ("PRC")  
(U.S. Application 10/644,389).

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Patent Interference No. 105,555 (MPT)  
(Technology Center 1700)

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Before: JAMESON LEE, SALLY GARDNER LANE, and MICHAEL P.  
TIERNEY, Administrative Patent Judges.

**Judgment – Priority - Bd. R. 127**

TIERNEY, Administrative Patent Judge.

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1 Junior Party PBT did not file a priority statement and has  
2 acknowledged that it does not contest priority of invention as to Count 1.  
3 (Paper 22, p. 2, ll. 6-7). Judgment on priority of invention as to Count 1 is  
4 entered against PBT.

5 It is:

6 **ORDERED** that judgment is entered against Junior Party PBT  
7 for Count 1.

8 **FURTHER ORDERED** that PBT claims 1-13 of involved  
9 U.S. Patent 6,525,168 and claims 9-12 of involved U.S. Patent 6,723,827 are  
10 CANCELLED, 35 U.S.C. § 135(a).

11 **FURTHER ORDERED** that a copy of this judgment be  
12 entered into the administrative records of the involved U.S. Patents  
13 6,525,168 and 6,723,827 and U.S. Application 10/644,389.

1 cc (via electronic filing):

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